

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Takuya Matsunaga, et al.
App. No. : 10/029,721
Filed : December 20, 2001
For : OPTICAL DIFFUSING LAYER,
OPTICAL DIFFUSING SHEET,
AND OPTICAL ELEMENT
Examiner : William P. Watkins III
Art Unit : 1772

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

November 5, 2004

(Date)

Katsuhiro Arai, Reg. No. 43,315

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Amendment under rule 312 in four (4) pages.
- (X) Comments on statement of reasons for allowance in two (2) pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	16 - 20 = 0	1202 (\$18)	0 x 18 =	\$0
Independent Claims	2 - 3 = 0	1201 (\$84)	0 x 84 =	\$0
			TOTAL FEE DUE	\$0

- (X) Return prepaid postcard.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Katsuhiro Arai
Registration No. 43,315
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(949) 760-0404

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Katsuhiro Arai, Reg. No. 43,315

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This communication is responsive to the Notice of Allowability mailed October 3, 2004. Applicant respectfully responds to the statement of reasons for allowance by the Examiner as follows:

The Examiner states "the examiner accepts applicants arguments that the examples and comparison examples of Suzuki '722 teach away from the claimed ranges in instant independent claims 1 and 10" and particularly mentions "Rz/Ra". Applicant has no objection to the Examiner's statement.

The Examiner further states "the examiner does not accept applicant's argument that the limitation of a lower index layer on top of the anti-glare outermost layer distinguishes over the prior art." Applicant does not agree with the Examiner because no prior art teaches using a low refractive index layer in combination with the specific ant-glare layer. However, Applicant agrees with the Examiner on the point that claims 1 and 10 are allowable without the limitation of "a low refractive index layer" which is unnecessary to distinguish claims 1 and 10 over the prior art. Accordingly, Applicant reserves the right to prosecute claims which recite an anti-glare


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layer or optical diffusing layer without the limitation of "a low refractive index layer" in a continuation.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: November 5, 2004 By: 
Katsuhiro Arai
Registration No. 43,315
Attorney of Record
Customer No. 20,995
(949) 760-0404

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